



Sector #3  
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Assistant Commissioner For Patents  
U.S. Patent and Trademark Office  
Washington, D.C. 20231

on September 4, 2001.

Respectfully submitted,

By: Thomas L. Evans  
Thomas L. Evans, PTO Reg. No. 35,805  
BANNER AND WITCOFF, LTD.

Atty. Docket No.  
05146.00005

PATENT

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Gregory S. FRIEDMAN ET AL.

U.S. Pat. App. No.: 09/872,753

Filed: June 1, 2001

Examiner: To Be Assigned

Group Art Unit: 2185

For: SYSTEM AND METHOD FOR PROGRESSIVE AND HIERARCHICAL CACHING

### REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In reply to the Notice To File Missing Parts Of Application dated August 3, 2001,  
transmitted herewith are the following:

1. A copy of the Notice To File Missing Parts Of Application dated August 3, 2001;
2. An executed Assignment of the above-identified application to ViAir, Inc., together with a Recordation Cover Sheet for the Assignment; and
3. An executed Declaration and Power of Attorney for the above-identified application.

Fee Computation

Filing Fee	\$355.00
Surcharge	\$65.00
<u>Assignment Recordation Fee</u>	<u>\$40.00</u>
TOTAL	\$460.00

The Commissioner is hereby authorized to charge Deposit Account No. 19-0733 for the \$460 fee calculated above, along with any other fees that may be necessary under 37 C.F.R. §1.16 and §1.17.

Respectfully submitted,

BANNER & WITCOFF, LTD.

By: \_\_\_\_\_



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September 4, 2001

#3



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/872,753	06/01/2001	Gregory Scott Friedman	05146.00005

Thomas L. Evans  
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CONFIRMATION NO. 9903

## FORMALITIES LETTER



\*OC000000006383304\*

Date Mailed: 08/03/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 420.**

09/07/2001 NROCHA1 00000098 190733 09872753

01 FC:201	355.00 CH
02 FC:205	65.00 CH

*A copy of this notice **MUST** be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE